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May 13, 2004

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Application No. 09/782,130  
Filed: February 12, 2001  
Title: Methods and Compositions for Regulated Transcription  
and Expression of Heterologous Genes  
Applicants: Vic C. KNAUF *et al.*  
Atty. Docket: 18866.003

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences;
2. an Appointment of Associate Attorneys; and
3. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants request that the following fee be charged to Deposit Account No. 50-2387 referencing docket number 18866.003:

\$ 330.00 notice of appeal fee

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any fees, other than the above fee (\$330), are due in conjunction with this filing. However, if any additional fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby

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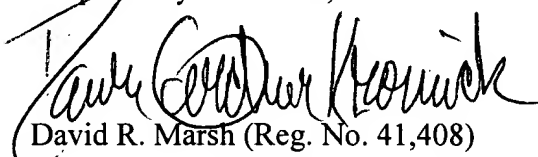
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U.S. Application No. 09/782,130  
May 13, 2004  
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authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387 referencing matter number 18866.003. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David R. Marsh". The signature is fluid and cursive, with the first name "David" being the most prominent.

David R. Marsh (Reg. No. 41,408)

Dawn Gardner Krosnick (Reg. No. 44,118)

Enclosures